IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FIFTEENTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIH

WRIT PETITION NO : 8374 of 2005

Between:

The Fishermen Cooperative Society Ltd., Vemulakonda Village, Valigonda Mandal, NalgondaDistrict, Rep, by its President Yerva Kanakaiah.

..... PETITIONER

AND

1 The Superintendent of Police, Nalonga, Nalgonda District
2 The Dy.Superintendent of Police, Bhoonagir, Nalgonda District.
3 The Station House Officer, Valikinda (V&M), Nalgonda District.
4 The Dy.Director of Fisheries Department of Fisheries, Nalgonda.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue an order or direction more particularly one in the nature of writ of mandamus declaring the action of the respondents in not providing police protection at the time of exploiting fish by the members of the society for the year 2004-05 as bad, arbitrary contrary to all cannons of law and also offends Articles 14, 21 of the Constitution of India.

Counsel for the Petitioner:MS.M.VIDYAVATHI

Counsel for the Respondent Nos.1 to 3: GP FOR HOME

Counsel for the Respondent No.4: GP for Fisheries.

The Court at the stage of admission made the following :

O R D E R :

It is stated that the petitioner-Fishermen Cooperative Society obtained Fishing Order, dated 10.01.2005 vide Proceedings S.No./Lease/FDO/B/2004-05 permitting it to catch the fish in Peddacheruvu of Vemulakonda village of Valigonda Mandal, Nalgonda District from 10.01.2005 to 30.06.2005.

As some of the villagers making an attempt to create problems at the time of fishing, the petitioner-society made a representation before the 4th respondent-Deputy Director of Fisheries, Nalgonda to take appropriate steps for police protection so as to enable the Society to catch fish, as they have paid the rentals for Peddacheruvu of Vemulakonda village for Fasli 1414 (2004-05) and got the fishing permits up to 30.06.2005. Accordingly, the 4th respondent addressed a letter No.1316/C/04, dated 25.02.2005 to the 3rd respondent-Station House Officer, Valigonda requesting him to provide police bandobust at the time of fishing in Peddacheruvu of Vemulakonda village of Valigonda Mandal as requested by the petitioner-society.

But, the petitioner-society states that no action has been taken by the 3rd respondent for giving police bandobust. Therefore, the 3rd respondent is directed to provide police bandobust so as to enable the petitioner-society to catch the fish as per the Fishing Order, dated 10.01.2005 given by the 4th respondent.

Accordingly, the Writ Petition is disposed of. There shall be no order as to costs.

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V. ESWARAIAH, J

Dated: 15-04-2004.

Note: CC within three days.

B/o

CCM

To

1 The Superintendent of Police, Nalonga, Nalgonda District
2 The Dy. Superintendent of Police, Bhoonagir, Nalgonda District.
3 The Station House Officer, Valikinda (V&M), Nalgonda District.
4 The Dy.Director of Fisheries Department of Fisheries, Nalgonda.

5 Two CCs eacj to the G.P. for Home and also Fisheries,High Court Buildings, A.P.

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